

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

MARTIN ANTHONY CICALLA, JR.,

Plaintiff,

v.

DONNA ROGERS and THE ESTATE OF
LEON ROGERS,

Defendants.

No. 2:20-cv-01999 JAM AC

ORDER TO SHOW CAUSE

Plaintiff, appearing in pro se, filed a complaint and paid the filing fee on October 6, 2020. ECF No. 1. On October 8, 2020, civil case documents were issued instructing plaintiff to complete service of process within 90 days of filing the complaint. ECF No. 3 at 1. Plaintiff was cautioned that failure to complete service within 90 days may result in dismissal pursuant to Fed. R. Civ. P. 40(m). *Id.* The deadline has passed, and no certificate of service has been filed.

Local Rule 110 provides that failure to comply with court orders or the Local Rules “may be grounds for imposition of any and all sanctions authorized by statute or Rule or within the inherent power of the Court.”

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff is Ordered to Show Cause, in writing no later than January 14, 2021, why this action should not be dismissed for failure to prosecute;

2. Plaintiff's filing of a proof of service upon defendant will be deemed good cause shown; and
3. If plaintiff fails to comply with this order, the case will be dismissed.

DATED: January 7, 2021

Allison Clare

ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE